

1 Vijay K. Toke, Cal. Bar No. 215079  
2 *vijay@hiaringsmith.com*  
3 Anne Hiaring Hocking, Cal. Bar No. 88639  
4 *anne@hiaringsmith.com*  
5 Elizabeth J. Rest, Cal. Bar No. 244756  
6 *elizabeth@hiaringsmith.com*  
7 HIARING + SMITH, LLP  
8 101 Lucas Valley Road, Suite 300  
9 San Rafael, California 94903  
10 Telephone: (415) 457-2040  
11 Facsimile: (415) 457-2822

12 Kenneth E. Keller, Cal. Bar No. 71450  
13 *kkeller@ksrh.com*  
14 Anne E. Kearns, Cal. Bar No. 183336  
15 *akearns@ksrh.com*  
16 KELLER, SLOAN, ROMAN & HOLLAND LLP  
17 555 Montgomery Street, 17th Floor  
18 San Francisco, California 94111  
19 Telephone: (415) 249-8330  
20 Facsimile: (415) 249-8333

21 *Attorneys for Plaintiff*  
22 *AIRWAIR INTERNATIONAL LTD.*

23 Robert N. Phillips, Cal. Bar No. 120970  
24 *robphillips@reedsmit.com*  
25 Dominique H. Pietz, Cal. Bar No. 260716  
26 *dpietz@reedsmit.com*  
27 REED SMITH LLP  
28 101 Second Street, Suite 1800  
San Francisco, California 94105-3659  
Telephone: (415) 543-8700  
Facsimile: (415) 391-8269

29 *Attorneys for Defendant,*  
30 *VANS, INC.*

31 **IN THE UNITED STATES DISTRICT COURT**  
32 **FOR THE NORTHERN DISTRICT OF CALIFORNIA**  
33 **SAN JOSE DIVISION**

34 AIRWAIR INTERNATIONAL LTD., a United  
35 Kingdom corporation, Case No. 12-cv-05060-EJD

1 Plaintiff,

2 v.

3 VANS, INC., a Delaware corporation; DOES 1-  
4 100, inclusive,

5 Defendants.

6

**STIPULATION OF DISMISSAL  
(Fed. R. Civ. P. 41(a)(1)(A)(ii))**

7 **Complaint Filed:** September 28, 2012

8 Honorable Edward J. Davila  
9 (E-Filing)

10 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), Plaintiff AIRWAIR  
11 INTERNATIONAL LTD., a United Kingdom corporation (“Plaintiff”), through its attorneys of  
12 record, Hiaring + Smith, LLP and Keller, Sloan, Roman & Holland LLP, on the one hand, and  
13 Defendant VANS, INC., a Delaware corporation (“Defendant”), through its attorneys of record,  
14 Reed Smith LLP, on the other hand, hereby agree and stipulate, and give the Court notice, as  
15 follows:

16 WHEREAS, Plaintiff and Defendant have reached a settlement of this dispute; and

17 NOW THEREFORE, Plaintiff and Defendant, by and through their respective  
18 undersigned counsel, hereby stipulate as follows:

- 19
1. To dismiss all claims pending in this case with prejudice;
  2. Each party shall bear its own costs and attorneys’ fees; and

20 Pursuant to Federal Rule of Civil Procedure 41(a)(1)(A)(ii), this action may be  
21 dismissed without a Court Order.

22 IT IS SO STIPULATED, THROUGH COUNSEL OF RECORD.

23

**HIARING + SMITH, LLP**

24 Dated: January 13, 2014

25 By: /s/ Vijay K. Toke  
26 Vijay K. Toke  
*vijay@hiaringsmith.com*  
Anne Hiaring Hocking  
*anne@hiaringsmith.com*  
Elizabeth J. Rest  
*elizabeth@hiaringsmith.com*  
101 Lucas Valley Road, Suite 300  
San Rafael, California 94903  
Telephone: (415) 457-2040  
Facsimile: (415) 457-2822

**KELLER, SLOAN, ROMAN & HOLLAND  
LLP**

Kenneth E. Keller, Cal. Bar No. 71450  
*kkeller@ksrh.com*  
Anne E. Kearns, Cal. Bar No. 183336  
*akearns@ksrh.com*  
555 Montgomery Street, 17th Floor  
San Francisco, California 94111  
Telephone: (415) 249-8330  
Facsimile: (415) 249-8333

*Attorneys for Plaintiff*  
**AIRWAIR INTERNATIONAL LTD.**

REED SMITH LLP

Dated: January 13, 2014

By: /s/ Robert N. Phillips  
Robert N. Phillips, Cal. Bar No. 120970  
*robphillips@reedsmit.com*  
Dominique H. Pietz, Cal. Bar No. 260716  
*dpietz@reedsmit.com*  
101 Second Street, Suite 1800  
San Francisco, California 94105-3659  
Telephone: (415) 543-8700  
Facsimile: (415) 391-8269

*Attorneys for Defendant  
VANS, INC.*

## **ATTESTATION OF CONCURRENCE**

I, Vijay K. Toke, attest that I am one of the attorneys for Plaintiff AIRWAIR INTERNATIONAL LTD., a United Kingdom corporation, and, as the ECF user and filer of this document, I attest that, pursuant to United States District Court, Northern District of California Civil L.R. 5-1(i)(3), concurrence in the filing of this document has been obtained from Robert N. Phillips, the above signatory.

Dated: January 13, 2014

By: /s/ Vijay K. Toke  
Vijay K. Toke